

ENTERED

November 02, 2015

David J. Bradley, Clerk

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF TEXAS
CORPUS CHRISTI DIVISION

JESSE J. COPELAND,

Plaintiff,

VS.

OFFICER P. HILL, *et al*,

Defendants.

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CIVIL ACTION NO. 2:15-CV-00091

ORDER ADOPTING MEMORANDUM AND RECOMMENDATION

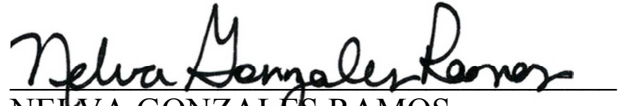
On March 18, 2015, United States Magistrate Judge Jason B. Libby issued his “Memorandum and Recommendation” (D.E. 9), recommending that this action be dismissed for failure to state a claim upon which relief may be granted and/or as frivolous. The Plaintiff was provided proper notice of, and opportunity to object to, the Magistrate Judge’s Memorandum and Recommendation. FED. R. CIV. P. 72(b); 28 U.S.C. § 636(b)(1); General Order No. 2002-13. No objections have been filed.

When no timely objection to a magistrate judge’s memorandum and recommendation is filed, the district court need only satisfy itself that there is no clear error on the face of the record and accept the magistrate judge’s memorandum and recommendation. *Guillory v. PPG Industries, Inc.*, 434 F.3d 303, 308 (5th Cir. 2005) (citing *Douglass v. United Services Auto Ass’n*, 79 F.3d 1415, 1420 (5th Cir. 1996)).

Having reviewed the findings of fact and conclusions of law set forth in the Magistrate Judge’s Memorandum and Recommendation (D.E. 9), and all other relevant documents in the record, and finding no clear error, the Court **ADOPTS** as its own the

findings and conclusions of the Magistrate Judge. Accordingly, this action is **DISMISSED WITH PREJUDICE** for failure to state a claim and/or as frivolous. The Court **ORDERS** that this dismissal be counted as a “strike” for purposes of 28 U.S.C. § 1915(g) and that notice of this dismissal be forwarded to the District Clerk for the Eastern District of Texas, Tyler Division, 211 West Ferguson, Tyler Texas, 75702, Attention: Betty Parker.

ORDERED this 2nd day of November, 2015.


NELVA GONZALES RAMOS
UNITED STATES DISTRICT JUDGE